

**CALENDAR ITEM
C11**

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12/16/02
PRC 8029.9
D. Jones

AMENDMENT OF LEASE

LESSEE:

Elkhorn Fire Protection District
19396 County Road 124
West Sacramento, California 95691

AREA, LAND TYPE, AND LOCATION:

Leased Land:

1.03 acres, more or less, of sovereign lands adjacent to the Sacramento River, near the city of West Sacramento, Yolo County, APN 42-310-04.

AUTHORIZED USE:

Original Lease:

Construction and maintenance of a building within a 60 foot by 100 foot area, with access pad, for the purpose of storing vehicles used in fire fighting activities.

Amended Lease:

To authorize the additional placement of a 10 foot by 20 foot container to provide more storage of both fire fighting and flood fighting equipment, and construction of a fence around the lease premises.

LEASE TERM:

20 years, beginning May 1, 1998.

CONSIDERATION:

Leased Land:

The public health and safety; including fire prevention and maintenance services on the leased land and adjoining sovereign lands known as the Kachituli Oxbow Mitigation Site, with the State reserving the right at any

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time to set a monetary rent if the Commission finds such action to be in the State's best interest.

PROPOSED AMENDMENT:

The proposed amendment will amend the lease description and authorize an additional storage container to provide additional storage of both fire fighting and flood fighting equipment and construction of a fence around the lease premises. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. On January 3, 1991, the California State Lands Commission (CSLC) authorized the Title Settlement Agreement with Lighthouse Marina and Riverbend Development (LMRD). As part of that Settlement, LMRD conveyed to the CSLC two parcels of land referred to in the Settlement Agreement as the Amen Ranch Parcels. These parcels are now known as the Kachituli Oxbow Mitigation Site and are referenced as APN's 42-310-04 (24 acres) and 42-310-14 (100 acres). The Settlement Agreement was recorded in the Official Records of Yolo County on June 4, 1993.

On June 19, 1998, the Commission authorized a General Lease – Public Agency Use, to the Elkhorn Fire Protection District for the construction and maintenance of a building on APN-310-04 to store vehicles used in fire fighting activities. The Fire District has applied to amend their lease description to expand their lease area; place an additional 10 foot by 20 foot container within the lease premises to provide additional storage of both fire fighting and flood fighting equipment; and construct a fence around the lease premises.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA under the general rule that the CEQA applies only to projects which have the potential for causing a significant effect on the environment. The staff believes, based on the information available to it, that there is no possibility that this project may have a significant effect on the environment.

Authority: Title 14, California Code of Regulations, section 15061 (b) (3).

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3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

None required.

EXHIBITS:

- A. Site Map.
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THERE IS NO POSSIBILITY THAT THE ACTIVITY MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 (b) (3).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

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AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 8029.9, A GENERAL LEASE - PUBLIC AGENCY USE, EFFECTIVE NOVEMBER 1, 2002, TO AMEND THE LEASE DESCRIPTION AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, AND TO AUTHORIZE THE PLACEMENT OF A STORAGE CONTAINER TO BE USED FOR BOTH FIRE FIGHTING AND FLOOD FIGHTING EQUIPMENT AND CONSTRUCTION OF A FENCE AROUND THE LEASE PREMISES; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.